NEW CITY CHARTER.

Enlarged Powers of the Mayor and Common Council.

Board of Aldermen to be Elected on a General Ticket.

Mayor, Comptroller and Corporation Counsel to be Elected for a Term of Four Years.

All Other Heads of Departments to be Appointed, Suspended, or Removed at Pleasure by the Mayor.

All the Metropolitan Commissions Retained as Departments.

Police, Health, Fire, Street and Croton Board Commissioners to be Appointed Within Twenty Days After the Passage of the Act.

Free Lager on Sundays and Whickey Through the Back Doors.

An Act to Reorganize the Local Government of the City of New York. The People of the State of New York, represented in

> ARTICLE FIRST. The Corporate Powers.

SECTION 1. The Corporation now existing and known by the name of "The Mayor, Aldermen and to be a body politic and corporate, in fact and in name, by the same name, and shall have perpetual ion, with all the grants, powers and privileges heretofore held by the Mayor, Aldermen and Com monalty of the city of New York, and not modified or repealed by the provisions hereinafter made by

Of Legislative Power.

SEC. 2. The legislative power of the said corporation shall be vested in a board of aldermen and a board of assistant aldermen, who, together, shall form the Common Council of the city of New York. SEC. 3. The Borad of Aldermen shall consist of fifteen members, to be elected upon a general ticket from the city at large. SEC. 4. The Board of Assistant Aldermen shall

onsist of one assistant aiderman to be elected in esch ward.

Sec. 5. Such aldermen and assistant aldermen shall be elected every two years, at the charter elections in said city.

SEC. 6. They shall enter upon the duties of their espective offices at noon on the first Monday of January succeeding their election, and shall hold their offices for two years from that time.

SEC. 7. The next election for aldermen and assistant aldermen shall take place at the city election, to be held during the year 1871, and the aldermen shall take effect shall hold through their respective existing terms, that is to say, until the first Monday

Sec. 8. Each board of the Common Council snall have power to direct a special election to be held to supply the place of any member whose seat shall become vacant, and the person elected to supply such vacancy shall hold his seat for the residue of ne term of his immediate predecessor.

SEC. 9. The boards shall meet in separate cham-

Szc. 10. Each board shall 1. Choose a president from its own members; 2. Appoint a cierk and other ings: 4. Be the judge of the returns of election, and the right of election and qualifications of its own members; 5. Keep a journal of its proceedings; 6. Bit with open doors, except when the public weltare punish its members for disorderly behavior, and to expel a member with a concurrence of two-thirds of the members elected to the board. SEC. 11. Every member expeded from either board

shall thereby forfeit all his rights and power as an alderman or assistant alderman.

SEC. 12. The stated and occasional meetings of each board shall be regulated by its own resolutions and rules, and both boards may meet at the same

time, or on different days, as they may severally judge expedient.

Council shall be by ordinance, and every ordinance or joint resolution shall, before it shall take effect, be presented, duly certified, to the Mayor for his ap-SEC. 14. The Mayor sha'l return such ordinance or

resolution to the board in which it originated, within ten days after receiving it, or at the next meeting of such board.

disapprove he shall specify his objections thereto. If he do not return it with such disapproval within the time abov e specified it shall take effect as if he

SEC, 16. Such objections of the Mayor shall be entered at large on the journal of the board to which

SEC. 17. The board to which such ordinance or resolution shall have been returned with objections may, after the expiration of not less than ten days thereafter, proceed to reconsider the same, and if, on reconsideration, it shall pass both boards by vote of at least two-thirds of all the members elected

on reconsideration, it shall pass both boards by a vote of at least two-thirds of all the members elected to each board it shall take effect. In all such cases the votes shall be laken by ayes and noes, and the names of the persons voting for or against its passage on such reconsideration shall be entered on the journal of each board.

SEC. 18. No ordinance or resolution shall be valid unless it shall receive the assent of both boards within the term fixed by law to such boards.

SEC. 19. Any ordinance or resolution may originate in either board, and when it shall have passed one board it may be rejected or amended in the other, but no ordinance shall be passed except by a vote of the majority of all the members elected to each board.

SEC. 20. The cterk of the Board of Aldermen shall, by virtue of his office, be clerk of the common Council, and shall perform all the duties heretofore performed by the clerk of the Common Council, and shall perform all the duties heretofore performed by the clerk of the Common Council, except such as shall be assigned to the clerk of the Board of Assistant Aldermen; and it shall be his duty to keep open for inspection, at all reasonable times, the records and minutes of the proceedings of the Common Council, except such as shall be specially ordered otherwise. The clerk of each board shall appoint and remove at pleasure deputy clerks in his department, to the number authorized by ordinance. The clerk of the Common Council shall keep the seal of the city; and his signature shall be necessary to all leases, grants and other documents as under existing laws.

SEC 21. It shall be the duty of the clerks of the respective boards to publish all ordinances and amendments of ordinances which shall be passed, and also the final proceedings, except such parts as may require secrecy; and whenever a vote shall be taken in either board upon the passage of an ordinance which shall connemplate any specific improvement, or involve the sale, disposition or appropriation of public property, or the

sec. 22. The Common Council shall have power to make, continue, modily and repeal such ordinances, regulations and resolutions as may be necessary to carry into effect any and all of the powers now vested in neretoiore, or by this act conterred upon the Corperpilon, and shall have power to enigree

ment; 22 in relation to exhibiting or carrying banners, placares or flags in or across the streets of from houses; 23. in relation to the exhibition of advertisements or handbils along the streets; 24. in relation to the provided and the prevention and removal of nuisances; the regulation of interments; the sales; the regulation of interments; the sales; the regulation of interments; the sales; and countort of tenement houses; the business of bone boiling or bone grinding, operations or occupations noxious to neath or cominort, and the removal, keeping and deposit of manure; 25. In relation to disorderly and gaming houses, their inmates and frequenters, and the suppression of vice and immortanty; 25. In relation to the construction, repairs and use of values, cisterns, areas, nydrams, primps and sewers; 27. In relation to partition lences and walis; 25. In relation to partition lences and walis; 25. In relation to partition lences and walis; 25. In relation to the incensing and business of public cartimen, truckines, hackmen, cabinen, express, men, boatmen, pawishrozers, junk deaters, hawkers, peddlers and venders; 31. In relation to the inspection and sealing of weights and measures, and enforcing the keeping and us; of oroper weights and measures by venders; 32. In relation to the inspection, weighing and measuring of firewood, coal, hay and straw, and the cartage of the same; 33. In relation to the inspection, regulation and protection to the incention, regulation and protection to an ending of order; 35. In relation to the inspection of the mode and manner of sung for, collection and disposing of the penalties provided for a violation of all ordinances; 36. And for carrying into effect and eniorcing any of the powers, privileges and rights at any time granted and destowed upon or possessed by the said corporation.

ARTICLE THIRD.
Of the Executive Power. SEC. 24. The executive power of the Corporation half be vested in the mayor and the departments

SEC. 25. The Mayor shall be the chief executive omicer of the Corporation; shall be elected at a city election and hold his omics for the term of four years commencing on the 1st day of January next after his

Sec. 26. Whenever the Mayor shall be under im Sec. 26. Whenever the Mayor shall be under impeachment or there shall be a vacancy in the office of the mayor, or whenever by sickness, absence from the city or other cause he shall be prevented from attending to the duties of his office, the President of the Board of Aiderinen shall act as Mayor and possess all the rights and powers of Mayor during such disability, or in case of a vacancy until the next general election. But it shall not be lawful for the President of the Board of Aiderinen, when acting as Mayor, to sign or approve of any ordinance or resolution of the Common Council, or nominate or appoint any person to office unless the sickness, disability or absence of the Mayor shall have continued at least one week.

SEC. 28. It shall be the duty of the Mayor:—I. To communicate to the Common Council at least once a year a general statement of the linances, government and improvements of the eny; 2. To recommend to the common Council all such measures connected with the police, security, health, cleanness and ornament of the city and the protection and improvement of its government and mances as ne shall deem expedient; 3. To call out and command the police, the military of the first division, and firemen as their head, whenever his discretion he shall deem an emergency so rein his discretion he shall deem an emergency so requires, and such command shall be in all respects obeyed; 4. To be vigilant and active in causing the ordinances of the city and laws of the State to be executed and enforced, and for that purpose to call together for consultation and co-operation all other heads of the city departments; 6. To exercise a constant supervision over the conduct and acts of all other appointed officers, and to receive and examine into all complaints that may be made against any of them for violation or neglect of duty, and to suspend any of them and appoint a temporary substitute; 6. And generally to perform all such duties as may be prekeribed for him by city ordinances and the laws of the State, and to be responsible for the good order and emicent government of the city.

SEC. 29. The Mayor may appoint such clerks and subordinates as he may require to aid him in the discharge of his official duties.

ARTICLE FOURTH.

ARTICLE FOURTH. Of the Co-ordinate City Departments Gen-

Of the Co-ordinate City Departments Generally.

SEC. 30. All the heads of departments hereinafter mentioned, except of the department of finance and law, snail be appointed, suspended, or removed at pleasure by the Mayor, by and with the consent of the Board of Aldermen; and any provision of law giving to the Governor power to remove any officer of the city government referred to in this act is hereby repeated.

SEC. 31. There shall be the following other departments in said city: Finance Department Law literature.

of the city government referred to in this act is hereby repeased.

Sec. 31. There shall be the following other departments in said city:—Finance Department, Law Department, Police Department, Department of Public Charlites and Correction, Fire Department of Public Charlites and Correction, Fire Department of Public Charlites and Correction, Fire Department of Public Parks, Department of Buildings, Department of Education.

The sciaries of the head officers of each of said departments shall be as follows:—Fo the Mayor, Compisioner, Counsel to the Corporation, Commissioners of Charlites and Correction, and supernatendents of Public Buildings & now provided by laws or ordinances. To each member of the Board of Police an annual salary equal to the salary now or lately designated to each Commissioner of the Metropolitan Police. To each member of the Board of Public Works a salary equal to that now or lately designated by statute or ordinance to the President of the Croton Aqueduct Board. To each fire commissioner a salary equal to that now or lately designated by law or resolution to the Commissioners of the Metropolitan Fire Department. Exofice members of boards shall receive ten dollars per day as asiary for duties as such members.

Sec. 32. The said departments shall, at such times as the Mayor may direct, make to him, in such form and under such rules as he may prescribe, reports of the operations and action of the same and each of them, and shall always, when required by him, furnish to him such line as he may direct.

Sec. 33. The heads of all departments, except as otherwise specifically directed herein, shall have power to appoint and remove all chiefs of bureaus (except the Chamberlam and Chief of Police), as also otherwise specifically directed herein, shall have power to appoint and remove all chiefs of bureaus except the Chamberlam and Chief of Police), as also otherwise specifically directed herein, shall have power to appoint and remove all chiefs of bureaus except the Chamberlam and Chief of Police),

Of the Finance Department.

Of the Finance Department.

Sec. 34. The Finance Department shall have control of all the fiscal concerns of the Corporation, and of the appropriations made for carrying on the business of the Corporation. It shall prescribe the forms of keeping and rendering all city accounts, and the manner in which all sainties shall be drawn, and the mode by which all califiers, officers, and employes of the Corporation shall be paid.

Sec. 35. All accounts rendered to or kept in the other departments shall be subject to the inspection and revision of the officers of this department; and it shall settle and adjust all claims in favor of or against the Corporation, and all accounts in which the Corporation is concerned as debtor or creditor.

Sec. 35. The chief officer of this department shall be called the 'Comptroller of the stepartment shall be called the 'Comptroller of the stepartment preceding the expiration of his term of office, and nold his effice for the term of four years.

Sec. 37. In the case of a vacancy in the office of the Comptroller the Mayor shall appoint some person to fill the place until the first Monday of January next after the next general election, at which elec-

eeding his appointment.
Suc. 62. The Mayor may upon any emergency or

SEC. 38. There shall be the following bureans in this department:—1. A burean for the collection of the revenue accruing from rents, and interest on bonds and mortgages, revenue arising from the use or sale of property belonging to or managed by the city, the chief officer of which bureau shall be called the "Collection of taxes, the chief officer of which shall be called the "Receiver of Taxes," and he shall have all the powers and perform all the duties heretofore practibed by law for the Receiver of Taxes; 3. A bureau for the assessment of taxes, to consist of four officers, called "Commissioners of Taxes and Assessments;" 4. A bureau for the collection of aricars of taxes, assessments and water rents, the chief officer of which shall be called "Clerk of Arrears;" 5. An anothing bureau which shall sudit, revise and settle an accounts in which the city is concerned as destor and creditor, and which shall keep an account of each claim for or against the Corporation and of the sums allowed upon each, and certify the same to the Comptroller, with the reasons for the allowance, the chief officer of which shall be called "Andhor of Accounts;" 6. A bureau of licenses, the chief officer of which shall be called "degester of Licenses;" 7. A bureau of markets, the chief of officer of which shall be called "degester of Licenses;" 8. A bureau for the reception of all moneys paid into the Treasury of the city, and for the payment of money on warrants drawn by the Comptroller and countersigned by the Mayor, the chief of officer of which shall be called "sperintented to be raised by tax for that specific purpose shall have occur expended.

Sec. 39. The chamberlain shall keep books showing the amounts paid on account of the several appropriations; and no warrants shall be paid on account of any appropriation after the amount authorized to be raised by tax for that specific purpose shall have occur expended.

Sec. 40. All moneys drawn from the city treasnity shall be upon vouccurs for the expenditure thereof, examined and al

ARTICLE SIXTH.

Of the Law Department.

SEC. 41. The Law Department shall have the charge and conduct of all law business of the corporation and of its departments, except when any department shall have or employ separate counsel, and for the employment of whom there is an appropriation, and all other haw business in which the city shall be interested by the conduct of the fertal between the counterested by the conduct of the fertal between the conduct of the the employment of whom there is an appropriation, and all other law business in which the city shall be interested; the charge and conduct of the legal proceedings necessary in widening, opening or aftering screets; and shall, whenever so applied to by the Comptroller, draw the leases, deeds and other legal papers connected with the finance department.

SEC. 42. The chief officer of the department shall be called "Counsel to the Corporation." He shall be called "Counsel to the Corporation." He shall be called a ageneral election and hold his office for four years.

SEC. 43. There shall be a bureau in this department the chief officer of which shall be called the "Corporation Attorney," and a bureau the chief officer of which shall be called the "Public Administrator."

ARTICLE SEVENTH.

The Police Department. SEC. 44. The Department of Police shall consist of a board of police composed of five commissioners, two of whom shall be the recorder and the city judge, and said board shall be the head of said department.

city judge, and said opard shall be the head of said department.

SEC. 40. There shall be two bureaus in this department, to be known as the first and second bureau.

SEC. 46. At the head of the first bureau soul be an officer to be called the "Chief of Police," who shall be appointed by the Mayor and hold his office at the pleasure of said Mayor.

SEC. 43. The said Chief of Police shall, subordinate to said Mayor, have command over the whole police force of the city, and especially with respect to the designating, transferring, defailing, controlling and manœuvring said police force.

SEC. 43. The Chief of Police shall select, appoint and remove at pleasure three clerks, and shall have

rest from patrolmen.

SEC. 48. The police force of the first burean shall be composed of as many captains of police, sergeants of police, patrolmen and doormen of police as the mayor, by and with the consent of the Board of Police, may from time to time determine.

SEC. 50. The second bureau shall have for its head a chief officer, to be called "inspector of Police," and under him shall be such clerks and subordinates as the Board of Police shall authorize for his aid, but whose conduct and services he shall direct.

SEC. 51. In the second bureau shall be located, and therefrom detailed by the inspector, the surgeons of police, cierts and telegraph operators.

SEC. 52. The Board of Police shall appoint and remove at pleasure the captains, sergeants, roundsmen and doormen of the first buleau, also all the officers of the second bureau, inchaning a chief cierk, property cierk and opputy cierks.

SEC. 54. Patrolmen shall be removable only after written charges shall have been preferred against them, and after the charges shall have been preferred against them, and after the charges shall have been camined into, after such kind of notice to the person charged, and in such manner of examination as the rules and regulations and the provisions of this actingly prescribe.

SEC. 54. The government and discipline of the

justice, is shall be sent immediately to the property clerk, who safell, with the consent of the shayor, or cuteff of police, or inspector of police, or any member of the Police Board, restore the same, or any part thereof, to the person from whom it was taken if in his judgment public justice does not demand its further detention. In all cases of a refusal by either of the said officers to order such restoration the aggreeved party may appeal to the Board of Police, who may affirm, reverse, or modify such refusal.

by either of the said officers to order such restoration the aggrieved party may appeal to the Board of Police, who may affirm, reverse, or modify such refusal.

SEC. 56, Upon any member of the Police Department being served with a writ of nabeas corpus the same shall be immediately, and before making any return thereto, reported by him to the Mayor or the Chief of Police, with all the circumstances connected with the imprisonment or detention complained of; and no obstructions of any kind shall be laid in the way of having said writ of haceas corpus take its due course of law.

SEC. 57. Every person connected with the Metropolitan Police Department at the time this act shall take effect, except the superintendent and inspectors thereof, and designated to do duty in the city of New Yors, and except as otherwise herein ordered, shall continue in office and be transferred by operation of this act to the department herein created, and the salary or compensation now provided by law for the office heid by such person, as in the Metropolitan Police Department, shall be the salary and compensation fixed for his transferred other under this act.

SEC. 58. The powers of the Board of Police as a board shall be confined to enacting suitable rules and regulations, to the appointing of members of the Police Department, except the Chief; to the removing of all such members as they have power to appoint; to maintaining station houses, precinot accommodations and all telegraph apparatus; to considering complaints against those whom they shall have power to appoint, and upon such complaint removing the persons commission and appointing special policemen to act as ushers, to attend and preserve order at places of private or public annesement and entertainment, whose services, however, shall not be charged upon the city or the dominy treasury, but be paid by agreement between the parties applying for such special policemen, and such special policemen in the discharge of their duty shall solely emanate from the Mayor or chief. But

designation of police officers and policemen in the discharge of their duty shall solely emanate from the Mayor or chief. But such orders and policemen in the discharge of their duty shall solely emanate from the Mayor or chief. But such orders shall have direct reference only to the relations of police officers and policemen to each other, and to the Mayor and to the chief; and no police-order shall be valid which in anywise touches the relations of the police to person or property, except as the same accord with the ordinances of the Common Council or the common law, or statutes in force in this state.

Sec. 60. Whenever any complaint shall be preferred against a police officer or patrolman, or person connected with the police department, the officer to whom such complaint shall be made must immediately attend with said party ecmplained of before the Chief of Police, who shall immediately inquire whether there is probable cause or sufficient ground for said complaint. If he shall determine that there is, the complaint, under such rules and regulations as may nave been prescribed in reference thereto, shall be served with notice to attend on a day designated before a clerk of the Board of Police, who shall be a stenographer, and the said stenographer shall immediately proceed to take down, verbatim, the particulars of said complaint, and whatever answer thereto the party complaint, and when so sworn to said the came shall be awained of the board, whether to dismiss the complaint of discipline or remove the chief clerk or any commissioner, and when so sworn to said the complaint and the secured for public trial before the board, whether to dismiss the complaint of discipline or remove the offender. But, by unanimous vote of the board, any complaint may be reserved for public trial before the board with presence of counsel for both complaint and the secured.

Sec. 61.

apprehension of riot, tumuit, mob. insurrection, pestilence or tayasion, appoint as many special patrolmen, without pay, from among the citizens as he may deem d-strable, and may demand the assistance of the military of the First division, by order in writing served upon the commanding officer of such division, whose duty it shall be to obey immedi-

division, whose duty it shall be to door immediately.

SEC. 63. During the service of any special patrolmen authorized as aforessid, he shall pussess all the powers, privileges, and perform all the duties that may be by orners, rules and regulations from time to time prescribed. Every such special paroliman shall wear a badge to be prescribed and furnished by the Board of Police.

SEC. 94. No memoer of the police force, under pensity of forfeither the salary or pay which may be due to him, soull withdraw or resign, except by permission of the Board of Police. Unexplained absence, without leave, of any member of the police force, for one days, shall be deemed and had to be a resignation by such member and accepted as such.

SEC. 65. The Common Council shall provide such months and business accommodations and station houses as the department of police shall deem requisite for the transaction of the business of the police department.

their discretion, to enact, modify and repeal, from time to time, orders, runes and regulations of general discipline of the sucordinates under their control, but in strict conformity to the provisions of this article.

SEC. 69. The members of the police force shall possess in the city of New York and in every part of this State ail the common law and statutory powers of constance, except for the service of civil process, and any warrant for search or arrest issued by any magistrate of this state may be executed in any part mereof by any member of the police force, and all the provisions of sections seven, eight and line, of chapter two, time two, part four, of the keyised Statutes, in relation to the glving and taking of ball, shall apply to this act.

SEC. 70. Each member of the police force shall, under the penalty of the days' line or dismissal from the torce, in the disorction of the State or country, arresting or cialming to arrest any person in the city of New York shall, immediately upon an arrest, convey in person the offender becore a magistrate, that he may be dealt with according to law. It the arrest is made during the hours that the magistrate does not regularly hold court, or if the magistrate is not holding court, such offender may be detained in a station house or precinct thereof until the next points siting of the magistrate and no longer, and shall then be conveyed without delay before the magistrate to be dealt with according to law. But it any person arrested for a misdemeanor shall be a householder or have a known pace of perimanent residence or business within the city of New York, in the dispersance by the capitan or sergeant. Such recognizance he had to estimate the proper magistrate the next morning before the proper magistrate at an hour to be designated in such recognizance shall be completed by the signature of such person. The said recognizance shall be can before the proper magistrate as an indusing office under this department shall be like proceeding; and such accommodation sha

when any offence. All such fines shall be paid forthwith to the Chamberlain to the account of the dependent period person, the same of public lafe insurance Fand.

Sec. 74. Every member of the police force shall have issued to nim, by the Board of Police, a proper

warrant shall contain the date of his appointment and his rank.

SEC. 75. Each member of the police shall take an oath of office and subscribe the same before an officer of police who is empowered to administer an oath.

oath of office and subscribe the same before an officer of police who is empowered to administer an oath.

SEC. 76. It shall be the duty of the Chief of Police to detail, on each day of election, at least two pairolmen to each election poll.

SEC. 77. It shall be the duty of the police force, or any member thereof, to prevent any booth, or box, or structure for the distribution of tickers at any election from being erected or maintained within 150 feet of any politing place within the city, and to summarily femove any such booth, box or structure, or close and prevent the use thereof.

SEC. 78. The duties of the police surgeons and the extent and bounds of their districts shall be assigned from time to time by the rules and regulations of the Board of Police.

SEC. 79. All fines imposed by the Board of Police upon the members of the police force by way of discipline and collectable from pay or salary, and all rewards, fees, proceeds of gifts and emoluments that may be paid and given for account of extraordinary services of any member of the police force (except when allowed to be retained by said member), and all moneys remaining for the space of two years in the hands of the property clerk or arising from the sale of unclaimed goods, and all proceeds of suits for penalities under this act, shall be deposited and paid into the bank wherein the Chamberlain shall keep an account. The payments so made shall constitute and be deposited and kept as a fund to be said fund, and may, from time to time, in the person who sash from time to time fill the office of Chamberlain shall keep an account. The payments so made shall constitute and be deposited and kept as a fund to be said fund, and may, from time to time, and the person who sash from time to time fill the office of the said fund, and said fund shall be delivered over on demand to the said fund shall be delivered over on demand to the said Chamberlain by the parties or the institution now holding it. But all annuties now chargeance upon said fund shall be maintai

maintained inviolate.

SEC, So. All property or money alleged or supposed to have been leioniously obtained, or which shall be lost or abandoned, and which shall be herealter taken inta the custody of any member of the police force or criminal court in the city of New York, or which shall come into custody of any police justice, shall be by such member or justice, or by order of said court, given into the custody of and kept by the property cierk of the police, and all such property and money shall be particularly registered by said property cierk in a book kept for that purpose, which shall contain also a record of the names of the persons from whom such property or money was taken, the names of all claimants thereto, the time of the seizure and any final disposition of such property and money.

Sac, St. Whenever property or money shall be taken from persons arrested, and shall be alleged to have been isomously obtained or to be the proceeds of crime, and whenever so brought, with such claimant and the person arrested, before some magistrate for adjudication, and the magistrate shall be then and there satisfied from evidence that the person arrested is innocent of the offence alleged, and that the property rightfully belongs to him, then said magistrate may thereupon, in writing, order sach property or money to be returned and the property cierk, if he have it, to deliver such property or money to the accussed person nimself, and not to any attorney, agent or cterk of such accused person arrested, and the said accused person anali be held for trial or examination, such property or money to many the person anali be held for trial or examination, such property or money to many the person anali be held for trial or examination, such property or money shall remain in the custody of the property or money shall remain in the custody of the property or money shall remain in the custody of the property or money shall remain in the custody of the property or money to make the property or money to be accused.

ciert until the discharge or conviction of the persons accused.

SEC 83, All property or money taken on suspicion of naving been fetopiously obtained or of being the proceeds of crime and for which there is no other cialmant than the person from whom such property was taken, and all lost property coming into the possession of any member of the said police force, and all property and money taken from pawn-brokers as the proceeds of crime or by any such member from persons supposed to be insane, intoxicated or otherwise incapacie of taking care of themselves shall be transmitted, as soon as practicable, to the property cierk, to be duly registered and advertised for the beneat of all persons interested

and for the information of the public as to the amount and disposition of the property so taken into

amount and disposition of the property so taken into custody by the poilos.

SEC. 84. All property and money that shall remain in the custody of the property cierk for the period of six months without any lawau claimant thereto, after having been three times agreetised in public answepspers, shall be sold at public autonous, and the proceeds of such sale shall be paid into the Poilos Life Insurance Fund.

SEC. 85. If any procerty or money placed in the custody of the property clerk shall be desired as evidence in any police or other criminal court such property shall be delivered to any other who shall present an order to that effect from such court. Such property, however, shall not be retained in said court, but shall be returned to said property clerk, to be disposed of according to the previous provisions of this sot.

ARTICLE EIGHT.

Of the Department of Public Works.

Sec. 86. There shall be a Department of Public Works, the nead of which shall oe a soard to consist of five members. Whenever the words Chief Engineer of the Oroton Aqueduct Board, or presentation, contract, or document, it shall be deemed to mean the board of Public Works, or their President, whenever so suttonized by it, by resolution, after due entry thereof apon minutes of the Board, and whenever so suttonized by it, by resolution, after due entry thereof apon minutes of the Board, and whenever no suttonized by it, by resolution, after due entry thereof apon minutes of the Board, and whenever no suttonized by it, by resolution, after due entry thereof apon minutes of the Board, and whenever no suttonized by it, by resolution, after due entry thereof apon minutes of the Board, and whenever to supply and distribution of Croton Audednot Board shall have cognizence;—

1. Of all structures and property connected with the consection of the revenues arising from the sale of cuspity and distribution of Croton water; 2. Of the consection of the revenues arising from the sale of cuspity and distribution of Croton water; 2. Of the consection of the revenues arising from the sale of cuspity and distribution of Croton water; 2. Of the consection of the Proparing, flagging, curbing, guttering and takining streets, roasis, places and avenues; 4. Of bunding, reparing, signing streets and kneeping the same of public roads; 5. Of the care of public works; 7. Of the flitting up of sunken lots; 8. Of public sewers and drannings; 9. Of the care of public due same clean; 14. Of diagnag streets and kneeping the same clean; 14. Of diagnag streets and kneeping the same clean; 14. Of diagnag streets and kneeping the same clean; 15. Of the care of public works;—16. Of the paying, repaying and espairing streets, the care of public works;—17. Of the flitting of the Croton water, the care of sale of the collection of revalue of the Croton Aqueduct, with power of appoint and remove at t

ARTICLE NINTH. Of the Department of Public Charities and

SEC. 89. The Department of Public Charities and Correction shall be composed of and have for its head a court of four persons, which board shall bessess all the powers and discharge all the duties now conserred upon such de artiment by special is as and by the provisions of chapter 510 of the laws of 1860, and acts and parts of acts amendatory thereto, except as the same are modified or repealed by the provisions of this act.

ARTICLE TENTH. Of the Fire Department.

ARTICLE TENTH.

Of the Fire Department.

SEC. 90. The Fire Department shall have for its head a board, to consist of three persons. There shall be in this department shall have for its head a board, to consist of three persons. There shall be in this department who bureaux. The chief officer of the first bureau shall be called "inspector of Fire Apparatus."

SEC. 91. The Chief Engineer saail have exclusive charge and direction of the fire apparatus and firemen upon any marm of fire and during the existence of any fire. He shall have authority to command and direct the police who may be placed on daily during the continuance of such fire, but no longer. He shall, during the continuance of such fire, but no longer. He shall, during the continuance of such fire, but no longer. He shall, during the continuance of such fire, but no longer. He shall, during the continuance of such fire, but no longer. He shall, during the continuance of such fire, but no longer in the fire.

SEC. 92. The ourean at the bead of which shall be the inspector of fire apparatus is charged with the Fire Department, except such as are performed by the Chief Engineer and assistant engineers.

SEC. 93. The said Fire Department is hereby empowered and directed to possess and exercise, fully and exclusively, and the powers, and to perform all the duties necessary to extinguish fires by aid of a paid force and improved steam engines in the city of New York, and shall have power to provide supplies, horses, tools, imprements, and apparatus of any and all sinds to be used in the extinguishing of fires, and fire telegraphs, and to buy, sell, construct, repair and have the care of the same, and take any and all such action in the premises as may be reasonably necessary and proper, and, upon due organization as a department, to take possession of, for 18s use, all city property and apparatus and abooks, then or lately in the custody of the Metropolitan Fire Department.

all city propercy and apparatus, and books, then or lately in the custody of the Metropolitan Fire Department.

SEC. 34. The said board shall select a secretary, cher and assistant engineers, and as many officers, cierks, firemen and appointees as may be necessary, and the same shall at all times be under the discipline of the said board and perform such duties as may be removed by said board at pleasure; and the chief engineer, assistant engineers, firemen and employes of the Metropolitan Fire Department are hereby made subordinates of this department, and are hereby transferred to this department, ambject to removal as aforesaid. And to each of such persons shall be paid a saiary equal to the amount now designated to him in the Metropolitan Fire Department.

SEC. 95. The aforesaid officers and men, with their apparatus of all kinds, when on duty shall have the right of way at any fire and in any nighway, street or avenue, over any and all venicles of any kind, except those carrying the United States mail. And any person in or upon or owning any vehicle who shall refuse the right of way, or in any way obstruct any fire apparatus or any of said officers while in performance of duty, shall be guilty of a misdemeanor, and be liable to punishment for the same.

SEC. 96. It shall be a misdemeanor, punishable by imprisonment in the county jan for a period of not less than sixty days, for a person not so enrolled or employed or appointed by the said department to wear the whole or any part of the uniform or insignia prescribed to be worn by the rules and regulations of the board, or do any act as firemen not duly authorized by the board duly created, or to interfere with the property or apparatus of the fire department in any manner, unless by authority of the department is able to military or jury duty while performing his duty as a fireman.

SEC. 98. It shall be the duty of said department to make suitable regulations under which its officers and men in said department may be known, as the exigency of their duties

Of the Sanitary Department.

Of the Sanitary Department.

SEC. 99. The Sanitary Department shall have for its head a board of five persons, two of whom shall be the health officer of the port and the counsel to the corporation for the time being.

SEC. 100. There shall be four bureaus in this department. The chief officer of one bureau snall be called the "Chiy Sanitary Inspector," and he shall be a practising physician of at least ten years in the city of New York. There shall be another bureau, to be called the "Sanitary Permit Bureau." There shall be another bureau in the "Sanitary Permit Bureau." There shall be another bureau in said bureau shall be recorded, without sees, every birth, marritage and death, and all inquisitions of coroners (excepting those whereoy a jury find a death caused by negligence or inalicious injury), which shall occur or be taken within the city of New York.

which shall occur or be taken within the city of New York.

SEC, 101. It shall be the duty of said board, immediately upon organization under this act, to cause to be conformed to this article the code of laws and regulations then or lately adopted by the Metropontan Board of Health, which shall be called the sanitary code, and to file the same with the clerk of the Common Council; whereupon it shall be she duty of the Common Council, whether the days thereafter, to proceed to enact said sanhary code as part of the ordinances of the city of New York, and the Common Council may, from time to time, and on any emergency of disease or pestilence, enact and repeal ordinances relating to public health on recommendation of the Sanitary Department, but not otherwise.

dation of the Samuely Separation wase.

SEC. 102. Whenever, in any law of this State, any power or duty shall be connerted or enjoined upon any board of health, except laws in relation to the Metropolinan Board of Health, the same shall be applicable to the department hereby created.

ARTICLE TWELFTH.

Of the Department of Excise.

SEC. 103. The head of the Department of Excise hall be a board of excise, to consist of three per

shall be a board of excise, to consist a large sons.

SEC. 104. From and after the organization of this department no person shall, in the city of New York, Keep for saie, or self, or publicly dispose of any liquor, in quantities less than five galicus at one time, unless he or she may be incensed, pursuant to the provisions of this article.

SEC. 105. The said board of excise shall subject to

incense.

5:60. 108. Persons not licensed may keep and selt and dispose of liquor in quantities not less than divergations at a time, provided that no part thereof shall be drank or used in the ouncing, or on the premises, or in any building, yard, garden or inclosure communicating with, or in any public street or place contiguous to the building in which the same shall be kept, solo or disposed of.

the further provision hereof, have po-licenses to any person of good mora

SEC. 111. No person shall sell, give, or dispose of

seeper of gardens in which layer occ shall be keper thereof has been duly heensed.

SEC. 113. Whenever the business and premises for which a heense shall have been granted, such license may be assigned to such purchaser; provided such purchaser shall be approved by the board as a proper person to be license in at be assigned to such purchaser; provided such purchaser shall be approved by the board as a proper person to be license.

SEC. 114. The moneys received for license fees, and the fines provided for by this article, shall be, witam five days after the receipt thereof paid into the city treasury, after deducting therefrom a percentage not exceeding fitteen per cent, which shall be distributed in the discretion of the board as salaries of its members and in payment of the necessary cierk hire, expenses and disdursements of said board.

SEC. 115. Any person within the city of New York who pursues the usual business of selling liquor, in quantities of less than five gailons at one time, and who shall omit to procure in his said business a heense, according to the provisions of this act, shall become liable to pay a penalty of five dollars for each and every day of such omission. This penalty shall be enforced by the Board of Exces, whose duty it shall be to file an information or to sue for said penalty in the hame of the people before the mayor, junge, court or justice having jurisdiction of the amount claimed. The said complaint or information shall be heard and summarily tried in the nature of a civil action, but without a jury, and in preference to all ofter them matters needing before the said officer. The same may be defended by answer for twith, after service of the companie or information in case of judgment being given against insperion and he shall increupon be imprisoned for a period of six anys or units such judgment be part; complained of or 1, ormed against. Execution shall fortiwish issue against in sperion and he shall increupon be imprisoned for a period of excise, whose duty is shall be imme

the Board of Excise.

SEC. 117. Breaches of the peace, offences and acts of disorderly persons, or disorderly conduct occurring within places wherein liquor is sold shall be by judges, courts of law and juries strictly construed and presumed against the person so offending.

SEC. 118. The word liquor in this arracle shall embrace all strong, spiritous and intoxicating liquors, wines, ales, mait beer and lager beer.

ARTICLE THIRTEENTH.

Of the Department of Public Parks.

ARTICLE THIRTEENTH.

Of the Department of Public Parks.

Sec. 119. The Department of Public Parks shah control and manage all public parks and president of the Scate.

Sec 120. This department shall be under the charge of a board of courtol, to consist of ten members, two of whom shall be the compitolier of the city and President of the Board of Public Works. The present Commissioners of the Central Park are hereby declared to be members of such board, for the residue of their present terms of office and until others are appointed in their stead.

Sec. 121. Each member of tals Board of Public Parks shall receive the same compensation and salary for their services as now provided by law in respect to Commissioners and Comptroller of the existing Board of Commissioners of Lew Sec. 122. All prewisions of law which provide for the maintenance and government of the Central Park, and grant powers and devolve duties upon the Commissioners of the Central Park, shall apply to the Department of Parks hereby created, it and be the duty of the board to file with the Cierk of the Common Council the ordinances now existing in relation to Central Park, and the same shall, within ten days subsequently to such filing, be adopted by the Common Council as part of the ordinances of the city.

Of the Department of Buildings.

Of the Department of Buildings.

BEG. 123. There shall be a department called the "Department of Buildings," the chief officer of which shall be called the "Superintendent of Buildings." The powers and duties of said department, its officers and employes and subordinates shall continue as now authorized by special laws (except as monfied or repealed by this act), in relation to the Superintendent of Public Buildings; but the Superintendent of Public Buildings; but the Superintendent of Public Buildings now in office under said special laws, and his department as existing thereunder, is hereby transferred to and made the department authorized by this act.

BEC. 125. Whenever in any act the words "Superintendent of Public Buildings?" shall occur, applicable to the city of New York, the same shall be taken to mean the Superintendent of Buildings herein authorized.

ARTICLE FIFTEENTH.

Of the Department of Educations SEC. 126. The Department of Education shall remain and continue, but subject to the discal provisions of this act, as the said department is now organized, defined, required and established by special laws applicable to the city of New York.

ARTICLE SIXTEENTH

ARTICLE SIXTEENTH

General Provisions, Powers and Limitations.

SEC. 127. A majority of each board in any department of the city government shall constitute a quorum to perform any act authorized to said department, and each board may choose, in its own pleasure, a president from its members to preside at board meetings, and a chief cierk. Any official act of a board may be attested by said president and chief cierk.

SEC. 128. No expense shall be incurred by any of the departments or officers thereof, whether the object of expenditure shall have been ordered by the Common. Council or not, unless an appropriation shall have been previously made covering such expense.

SEC. 129. Whatever provisions and regulations other than those herein specially authorized may become requisite for the funer organization, perfecting and carrying out of the powers and duties prescribed to any department of this act, they shall be provided for by ordinance of the Common Gouacil.